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PTO/SB/64 (10-01)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
30332-3

First named inventor: MARIA GAOS

Application No.: 09/964,224

Art Unit: 2611

Filed: 09/25/2001

Examiner:

Title: METHOD AND APPARATUS FOR DELIVERING A VIRTUAL REALITY ENVIRONMENT.

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the
expiration date of the period set for reply in the Office notice or action plus an extensions of time
actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

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SEP 24 2002

OFFICE OF PETITIONS

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity-fee \$ 640 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in Nonprovisional Application
the form of Notice to File Missing Parts of (identify type of reply):

- ☐ has been filed previously on _____
☒ is enclosed herewith.

B. The issue fee of \$ _____

- ☐ has been paid previously on _____
☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

09/24/2002 MBERHE 00000098 09964224

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

09/18/02

Date

Telephone

Number: (787) 759-9292

Signature

MARIA S. GAOS

Typed or printed name

P.O. Box 364225

Address

San Juan, P.R. 00936

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

09/18/02

Date

Signature

MARIA GAOS

Type or printed name of person signing certificate

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OFFICE OF PETITIONS



THE MISSION CORPORATION
P. O. BOX 3651
BELLEVUE, WA 98009-3651
(425) 467-7000

September 18, 2002

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OFFICE OF PETITIONS

Assistant Commissioner for Patents
United States Patent and Trademark Office
Box DAC
Washington, D.C. 20231

**Re: Method and apparatus for delivering a virtual reality
environment - Application Number 09/964,224 (09/25/2001)
Additional Statement of Unintentional Abandonment**

Dear Sir/Madam:

Please accept the attached petition for revival of the referenced application for patent which was abandoned unintentionally under 37 CFR 1.137(b). In summary, the patent attorney who originally attended to this matter resigned from the law firm in Puerto Rico which handles our Company's legal affairs at approximately the same time the Notice to File Missing Parts of Non-Provisional Application was mailed by the USPTO. Our Company was never notified of such resignation by the previous attorney and he failed to notify us of any noncompliant request from the USPTO. Please note that the attorney's address on your Notice is inaccurate - the address is San Juan, Puerto Rico, and not San Juan, California, as addressed in your correspondence. Also, we were unaware of this Notice until recently due to the referenced inaccurate delivery destination. Since we have been made aware of Notice, we have been attempting (from Washington State) to contact a different patent attorney in Puerto Rico (where there is a limited number of patent attorneys) to handle this matter.

Based on the above, please grant our petition for revival for the referenced patent application since the nature of the abandonment in this case was totally unintentional.

Sincerely,

Maria Gaos